



S-19-03

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## UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Kurn	Docket No: 20206-036
Serial No: 09/736,717	Client Reference No. P00-3418
Filed: Dec-12-2000	Art Unit: 2131
	Examiner:

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Mailstop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

MAY 21 2003

Technology Center 2100

**TRANSMITTAL FOR REQUEST TO WITHDRAW AS  
ATTORNEYS OF RECORD IN PATENT MATTER**

Dear Sirs:

Submitted herewith are the following documents:

1. Request to Withdraw as Attorney of Record; and
2. Copy of Notice to Client of the Request to Withdraw.

Dated: May 16, 2003

Leah Sherry  
Reg. No. 43,918

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**CERTIFICATE OF MAILING (37 CFR 1.10(a))**

CERTIFICATE OF MAILING BY "EXPRESS MAIL" - Rule 10: The undersigned hereby certifies that this correspondence is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 as Express Mail No. EV332404852US addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date: May 16, 2003

Name: Leah Sherry

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May 16, 2003

**VIA FEDEX**

Guy Kelly  
IP Managing Counsel  
Hewlett-Packard Company  
3404 East Harmony Road  
MS 79  
Fort Collins, CO 80528-9599

**Re: Notice of Withdrawal and Delivery of Papers of Pre-merger Compaq Cases**

Dear Guy:

This letter is to give you notice that, pursuant to your telephone instructions of May 1, 2003, we have taken the necessary steps for withdrawing as attorneys of record in the Compaq patent matters on which we were retained prior to the Compaq merger with Hewlett-Packard, and for which you have assumed management responsibility. Hereafter these cases will be referred to as the "pre-merger Compaq patent matters" (designated by Oppenheimer client number 20206).

It is unfortunate that we appear to disagree on whether our work on a number of these pre-merger Compaq patent matters where the application had not been drafted as of the time of the merger is subject to a capped-fee arrangement. It also unfortunate that in light of this disagreement you have decided to withdraw our authorization to do any further work on all the pre-merger Compaq patent matters and have refused to discuss your decision or respond to further communication from us.

Under California and U.S. Patent rules of practice, as the withdrawal of our authorization to do any further work is tantamount to our discharge, we filed with the U.S. Patent and Trademark Office a Request to Withdraw as Attorney of Record in the pending pre-merger Compaq patent matters. We are enclosing herewith a copy of these requests. In further accordance with these rules we have gathered and prepared for delivery to you the papers comprising the pre-merger Compaq applications and their prosecution.

We anticipate that Hewlett-Packard will pay, in full, the outstanding invoices for our work on these patent matters. If you have any questions about any of these arrangements, please call me.

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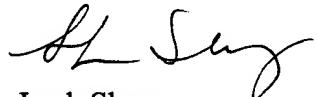
**OPPENHEIMER**

OPPENHEIMER WOLFF & DONNELLY LLP

Guy Kelly  
May 16, 2003  
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In closing, we have enjoyed our long-standing work relationship with Compaq and have likewise enjoyed providing patent prosecution service to Hewlett-Packard. I was also glad to hear you say that there were no issues with the quality of our work and that our work met your quality standards. Going forward, we hope to have the opportunity to provide additional service to Hewlett-Packard and support you in the management of Hewlett-Packard's patent portfolio.

Sincerely yours,



Leah Sherry

cc: Bill Streeter, Rich Lange, Ted Park